THE HON'BLE SRI JUSTICE L. NARASIMHA REDDY

WRIT PETITION No.18441 of 2007

Date: 30.08.2007

Between:
V.Shami.

… PETITIONER

AND

Gajuwaka Advocates' Association and another.

… RESPONDENTS

ORDER:

The petitioner is an Advocate practicing in the Courts at Gajuwaka, Visakhapatnam. He claims to be the member of Gajuwaka Advocates' Association, the first respondent herein. The grievance of the petitioner is that though the elections for the managing committee of the first respondent have become due long back, no steps have been taken. He submits that the election notification, dated 16.08.2007, proposing to conduct elections on 07.09.2007 is defective for many reasons. According to him, the election notification was not preceded by a general body meeting as provided for under the bye-laws.

Heard the learned counsel for the petitioner.

The election process to elect the managing committee of the first respondent-association has already begun with the issuance of a notification. The elections are to be held on 07.09.2007. If the petitioner has any grievance about the membership or other related issues, he can certainly point out the same to the second respondent or the Secretary to the Association, before the elections take place. In case, the outcome of the election proposed to be held on 07.09.2007 suffers from any

legal or factual infirmity, it shall always be open to the petitioner or any other aggrieved party to avail the remedy under Section 23 of the Societies Registration Act, 1860. This Court does not find any basis to entertain the writ petition, at this stage.

Hence, the writ petition is dismissed. There shall be no order as to costs.

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30.08.2007

Note: Issue cc in two days.
(B/o)
kdl